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RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1641

PATENT
3759-0113P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: TERRY, Bernard R. et al. Conf.: 8122
Appl. No.: 09/227,518 Group: 1641
Filed: January 8, 1999 Examiner: GABEL, Gailene
For: METHOD AND APPARATUS FOR HIGH DENSITY
FORMAT SCREENING FOR BIOACTIVE MOLECULES

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS

Assistant Commissioner for Patents
Washington, DC 20231

April 24, 2002

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated October 24, 2001 of the Primary Examiner finally rejecting claims 18-38.

☒ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of three (3) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☒ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$460.00 is required for the full period of the above-requested extension of time.

☐ An extension of () month(s) for responding to the Final Rejection was previously requested and paid for on . Thus a fee of \$0.00 is required to obtain an additional () month(s) for filing the Notice of Appeal.

05/06/2002 AWONDAF1 00000083 09227518

01 FC:219
02 FC:217

160.00 OP
460.00 OP

Appl. No. 09/227,518

☒ Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☐ Large entity - \$320.00

☒ Small Entity - \$160.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$620.00.

Payment of the above TOTAL FEE is being made in the following manner:

☒ Check(s) in the amount of \$620.00 is/are enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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(Rev. 09/26/01)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope to: Commissioner of Patents and Trademarks, Washington

D.C. 20231 on: April 24, 2002
(Date of deposit)

BIRCH, STEWART, KOLASCH & BIRCH, LLP

[Signature]
(Signature)
April 24, 2002
(Date of Signature)

LAW OFFICES

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